

**CUSTOMER CLAIM**

Claim Number \_\_\_\_\_

Date Received \_\_\_\_\_

**BERNARD L. MADOFF INVESTMENT SECURITIES LLC**

In Liquidation

**DECEMBER 11, 2008**

(Please print or type)

**Name of Customer:** Kenneth D. Bane 2006 Trust, Kenneth D. Bane, Trustee

**Mailing Address:** 3 Oceanmeadow Lane

**City:** Marblehead **State:** MA **Zip:** 01945

**Account No:** 1-B0217

**Taxpayer I.D. Number (Social Security No.):** Redacted -4117

**NOTE: BEFORE COMPLETING THIS CLAIM FORM, BE SURE TO READ CAREFULLY THE ACCOMPANYING INSTRUCTION SHEET. A SEPARATE CLAIM FORM SHOULD BE FILED FOR EACH ACCOUNT AND, TO RECEIVE THE FULL PROTECTION AFFORDED UNDER SIPA, ALL CUSTOMER CLAIMS MUST BE RECEIVED BY THE TRUSTEE ON OR BEFORE March 4, 2009. CLAIMS RECEIVED AFTER THAT DATE, BUT ON OR BEFORE July 2, 2009, WILL BE SUBJECT TO DELAYED PROCESSING AND TO BEING SATISFIED ON TERMS LESS FAVORABLE TO THE CLAIMANT. PLEASE SEND YOUR CLAIM FORM BY CERTIFIED MAIL - RETURN RECEIPT REQUESTED.**

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1. Claim for money balances as of **December 11, 2008:**

a. The Broker owes me a Credit (Cr.) Balance of \$ 0

b. I owe the Broker a Debit (Dr.) Balance of \$ 0

c. If you wish to repay the Debit Balance,  
please insert the amount you wish to repay and  
attach a check payable to "Irving H. Picard, Esq.,  
Trustee for Bernard L. Madoff Investment Securities LLC."  
If you wish to make a payment, **it must be enclosed**  
with this claim form.

\$ N/A

d. If balance is zero, insert "None."

None

2. Claim for securities as of **December 11, 2008:**

**PLEASE DO NOT CLAIM ANY SECURITIES YOU HAVE IN YOUR POSSESSION.**

	YES	NO
a. The Broker owes me securities	<u>✓</u>	<u>          </u>
b. I owe the Broker securities	<u>          </u>	<u>✓</u>
c. If yes to either, please list below:		

Date of Transaction (trade date)	Name of Security	Number of Shares or Face Amount of Bonds	
		The Broker Owes Me (Long)	I Owe the Broker (Short)

See Nov. 30, 2008 1B0217 statements, attached hereto as Exhibit A.

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\$ 2,245,205.13 (market value of securities long, per 1B0217-3 statement)

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\$ 77,550.00 (market value of securities long, per 1B0217-4 statement)

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(\$ 109,510.00) (market value of securities short, per 1B0217-4 statement)

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TOTAL: \$ 2,213,245.13

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**Proper documentation can speed the review, allowance and satisfaction of your claim and shorten the time required to deliver your securities and cash to you. Please enclose, if possible, copies of your last account statement and purchase or sale confirmations and checks which relate to the securities or cash you claim, and any other documentation, such as correspondence, which you believe will be of assistance in processing your claim. In particular, you should provide all documentation (such as cancelled checks, receipts from the Debtor, proof of wire transfers, etc.) of your deposits of cash or securities with the Debtor from as far back as you have documentation. You should also provide all documentation or information regarding any withdrawals you have ever made or payments received from the Debtor.**

See Exhibits A and B, and documents submitted herewith.

Please explain any differences between the securities or cash claimed and the cash balance and securities positions on your last account statement. If, at any time, you complained in writing about the handling of your account to any person or entity or regulatory authority, and the complaint relates to the cash and/or securities that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

**PLEASE CHECK THE APPROPRIATE ANSWER FOR ITEMS 3 THROUGH 9.**

**NOTE: IF "YES" IS MARKED ON ANY ITEM, PROVIDE A DETAILED EXPLANATION ON A SIGNED ATTACHMENT. IF SUFFICIENT DETAILS ARE NOT PROVIDED, THIS CLAIM FORM WILL BE RETURNED FOR YOUR COMPLETION.**

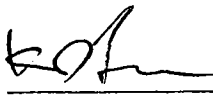
	<u>YES</u>	<u>NO</u>
3. Has there been any change in your account since December 11, 2008? If so, please explain.	_____	_____✓
4. Are you or were you a director, officer, partner, shareholder, lender to or capital contributor of the broker?	_____	_____✓
5. Are or were you a person who, directly or indirectly and through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management or policies of the broker?	_____	_____✓
6. Are you related to, or do you have any business venture with, any of the persons specified in "4" above, or any employee or other person associated in any way with the broker? If so, give name(s).	_____	_____✓
7. Is this claim being filed by or on behalf of a broker or dealer or a bank? If so, provide documentation with respect to each public customer on whose behalf you are claiming.	_____	_____✓
8. Have you ever given any discretionary authority to any person to execute securities transactions with or through the broker on your behalf? Give names, addresses and phone numbers.	_____	_____✓
9. Have you or any member of your family ever filed a claim under the Securities Investor Protection Act of 1970? if so, give name of that broker.	_____	_____✓

Please list the full name and address of anyone assisting you in the preparation of this claim form: Joshua H. Vinik, Esq., Milberg LLP, One Pennsylvania Plaza, New York, NY 10119

If you cannot compute the amount of your claim, you may file an estimated claim. In that case, please indicate your claim is an estimated claim.

**IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF NOT MORE THAN \$50,000 OR IMPRISONMENT FOR NOT MORE THAN FIVE YEARS OR BOTH.**

**THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF.**

Date June 7, 2009 Signature   
Kenneth D. Bane

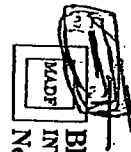
Date \_\_\_\_\_ Signature \_\_\_\_\_

(If ownership of the account is shared, all must sign above. Give each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, e.g., corporate, trustee, custodian, etc., also state your capacity and authority. Please supply the trust agreement or other proof of authority.)

**This customer claim form must be completed and mailed promptly,  
together with supporting documentation, etc. to:**

Irving H. Picard, Esq.,  
Trustee for Bernard L. Madoff Investment Securities LLC  
Claims Processing Center  
2100 McKinney Ave., Suite 800  
Dallas, TX 75201

**EXHIBIT A**



**BERNARD L. MADOFF**  
INVESTMENT SECURITIES LLC  
New York □ London

885 Third Avenue  
New York, NY 10022  
(212) 230-2424  
800 834-1343  
Fax (212) 838-4061

Affiliated with  
Madoff Securities International Limited  
12 Berkeley Street  
Mayfair, London W1J 8DJ  
Tel 020 7493 6222

**KENNETH D. BANE**  
TSTEE KENNETH D. BANE 2006 TST  
3 OCEANMEADOW LANE  
MARBLEHEAD MA 01945

1-B0217-3-0

11/30/08

\*\*\*\*\*4117

DATE	DESCRIPTION	PRICE	AMOUNT	AMOUNT	AMOUNT
11/12	BALANCE FORWARD		131,948.14		
11/12	COCA COLA CO	55.880	58,270.26		
11/12	INTERNATIONAL BUSINESS MACHS	87.270	69,759.73		
11/12	EXXON MOBIL CORP	72.880	215,915.68		
11/12	TYNTEL CORP	14.510	47,184.93		
11/12	JOHNSON & JOHNSON	56.580	52,420.18		
11/12	J.P. MORGAN CHASE & CO	38.530	81,574.95		
11/12	HEROINADS CORP	44.660	50,421.48		
11/12	HEROINADS CORP	55.370	36,459.46		
11/12	MICROSOFT CORP	28.890	84,936.10		
11/12	ORACLE CORPORATION	21.810	97,559.65		
11/12	ORACLE CORPORATION	17.300	39,118.80		
11/12	DEPSEGO INC	56.410	50,409.13		
11/12	DEPSEGO INC	100.180	52,120.28		
11/12	Pfizer Inc	16.340	64,862.58		
11/12	ABBOTT LABORATORIES	54.610	48,801.73		
11/12	ANGEN INC	64.080	108,480.36		
11/12	PHILLIP MORRIS INTERNATIONAL	59.160	36,170.76		
11/12	BANK OF AMERICA	43.600	51,277.00		
11/12	QUALCOMM INC	21.590	60,995.80		
11/12	QUALCOMM INC	33.770	31,780.80		
11/12	SCHLUMBERGER LTD	121.580	38,640.05		
11/12	SCHLUMBERGER LTD	49.480	34,911.40		
11/12	CONCAST CORP	16.510	28,001.92		

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PLEASE RETAIN THIS STATEMENT FOR INCOME TAX PURPOSES



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INVESTMENT SECURITIES LLC  
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New York, NY 10022  
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2

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11/12	3,337	76188	ALC. INC.	27	90,232.00	
11/12	846	76690	GENCO PHARM.	52,510	46,456.46	
11/12	564	60516	UNITED STATES OF AMERICA	52,040	9,572.56	
11/12	3,431	81016	CLASS B	16,730	57,537.63	
11/12	987	84840	CISCO SYSTEMS INC	29,530	29,185.11	
11/12	1,218	82312	U.S. RANCORP	19,630	117,409.47	
11/12	5,969	89166	GENERAL ELECTRIC CO	30,410	48,658.18	
11/12	1,598	83492	VERIZON COMMUNICATIONS	29,800	28,903.20	
11/12	1,974	97818	WELLS FARGO BANK	34,900	49,265.00	
11/12	1,410	98320	HEWLETT PACKARD CO	99,936		
		2,125,000	U.S. TREASURY BILL			2,123,640.00
11/12			DIV			56.84
11/12			FIDELITY SPARTAN			
11/12			U.S. TREASURY MONEY MARKET			
11/12			DIV			
11/12			FIDELITY SPARTAN			
11/12			U.S. TREASURY MONEY MARKET			
11/12			FIDELITY SPARTAN			
11/12			U.S. TREASURY MONEY MARKET			
11/12			DIV			
11/12			CONTINUED ON PAGE 3			

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3

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DATE	DESCRIPTION	AMOUNT	AMOUNT PAID TO	AMOUNT PAID BY
11/19	FIDELITY SPARTAN	33,582	50345	33,582.00
11/19	U.S. TREASURY BOND MARKET		547.88	
11/19	DOE 03/26/2009		3/26/2009	
11/19	FIDELITY SPARTAN		24,509.00	
11/19	NEW BALANCE		263,266.09	
11/19	ABBOTT LABORATORIES		52,390	
11/19	ANGEN INC		57,540	
11/19	BANK OF AMERICA		16,250	
11/19	CHEVRON CORP		79,010	
11/19	ETSCO SYSTEMS INC		16,540	
11/19	GOULD GROUP INC		16,540	
11/19	GOULD COLA CO		16,870	
11/19	COMCAST CORP		17,340	
11/19	GENERAL ELECTRIC CO		17,170	

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4

DATE	DESCRIPTION	AMOUNT	DATE	DESCRIPTION	AMOUNT
141	GOOGLE	292.960			
141	NEWETT BACKARD CO	35.280			
199	INTERNATIONAL BUSINESS MACHS	81.600			
2,115	J.P. MORGAN CHASE & CO	31.660			
1,561	JOHNSON & JOHNSON	58.580			
1,922	HEXER & CO	20.220			
4,465	MICROSOFT CORP	16.090			
3,256	ORACLE CORPORATION	16.090			
3,987	PHILIP MORRIS INTERNATIONAL	42.160			
1,175	PRICER S CAMPBELL CO	64.350			
1,692	SCHOMBURGERS LTD	50.740			
705	FIDELITY SPARTAN	1			
24,509	U.S. TREASURY MONEY MARKET				
584	UNITED PARCEL SVC INC	57.600			
159,000	U.S. TREASURY BILL	99.971			
564	UNITED TECHNOLOGIES CORP	48.530			

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QUANTITY	ACQUISITION DATE	INSTRUMENT TYPE	DESCRIPTION	CUSIP	PRICE PER SHARE	AMOUNT PAID	AMOUNT RECEIVED
1,598	11/22/07	STOCK	VERIZON COMMUNICATIONS WAL-MART STORES INC HEALTHCARE RECENT		32.650	55,980	
			MARKET VALUE OF SECURITIES:				
			LONG				
			SHORT				

PLEASE RETAIN THIS STATEMENT FOR INCOME TAX PURPOSES



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[illegible]

**EXHIBIT B**

1. This Claim Form, exhibits, and supporting documentation (collectively "Claim Form") is submitted pursuant to the December 23, 2008 Order of the Honorable Burton R. Lifland and the instructions disseminated by Irving H. Picard, Trustee for Bernard L. Madoff Investment Securities LLC ("Trustee"), on December 11, 2008.
2. The information provided in the Claim Form is based on information provided in the Claimant's latest Madoff account statement and additional information known by the Claimant as of the date of the submission of the Claim Form. The Claimant reserves the right to amend and/or supplement this Claim Form upon the receipt of further information, or upon request by the Trustee for additional information.
3. The Claimant reserves the right to amend the Claim Form in the event of any recoveries by the Trustee or any other party under the avoidance powers of the Bankruptcy Code or otherwise, or in the event of rejections of executory contracts pursuant to Bankruptcy Code Section 365, whether such amendments are made pursuant to Bankruptcy Code Sections 105, 502(g), or 502(h), Bankruptcy Rule 3002(c)(3), (4), other provisions of applicable bankruptcy law, or general principles of law or equity.
4. The Claimant hereby requests that the Claim Form be considered as a proof of claim in *In re Bernard L. Madoff Investment Securities LLC*, No. 08-01789 (Bankr. S.D.N.Y.).
5. This Claim Form is required to be submitted pursuant to the Court's January 2, 2009 Order and the Trustee's instructions to the Claimant. To the extent permitted by applicable law, the Claimant does not, by submitting the Claim Form, consent to the jurisdiction of the Bankruptcy Court nor does Claimant waive any right to trial by jury.
6. The Claimant reserves all rights, claims, and/or defenses as to and/or against any and all parties potentially liable for the losses sustained by the Claimant, including, without limitation, Bernard L. Madoff Investment Securities LLC and its owners, partners, employees, and affiliates, as well as any potentially liable third parties including, without limitation, investment advisors, "feeder funds," accountants, and auditors.
7. The Claimant further reserves all rights, claims, and/or defenses as to and/or against any persons and/or creditors asserting claims against Bernard L. Madoff Investment Securities LLC, its employees, owners, and/or affiliates, in bankruptcy or otherwise.

8. The Claimant reserves all objections as to the competence, relevance, materiality, privilege, or admissibility of evidence in any subsequent proceeding or trial of this or any other action for any purpose whatsoever, notwithstanding the submission of any such information to the Trustee.
9. To the extent the Claimant has disclosed to the Trustee documents containing accounting and/or legal advice, the Claimant does not waive any potential privileges applicable thereto.
10. The Claimant reserves all rights with respect to submitting information to the Internal Revenue Service regarding gains, losses, and/or theft of assets.
11. The Claim Form and supporting documents contain confidential information. The Claimant submits this information to the Trustee subject to the condition that this information will not be disclosed to any third parties, other than under seal to the Court, absent the Claimant's express consent or Court order.
12. To the extent the BMIS account for which this Claim Form is submitted contains or purports to contain funds from a "predecessor" or other BMIS account, the Claimant reserves all rights, claims, and defenses as to any such predecessor or other BMIS account. To the extent necessary or appropriate, this Claim Form is likewise submitted as a claim for and on behalf of any such predecessor or other BMIS account.
13. The Claimant submits herewith documents in support of the Claimant's claim. The Claimant reserves any arguments that such documents are not relevant to the Trustee's inquiry. The Claimant further reserves the right to supplement this submission, including the submission of additional documents, if deemed necessary. Below is a list of the documents submitted herewith:

BMIS account statements for time period ending 11/30/08.

BMIS account statements for time period ending 10/31/08.

BMIS account statements for time period ending 09/30/08.

462477.3

Claimant: Kenneth D. Bane 2006 Trust, Kenneth D. Bane, Trustee - Acc't No. 1B0217